

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JIN MYUNG and DEREK
KINOSHITA,
Plaintiffs

vs.
COLONIAL VAN LINES d/b/a
MOVING VAN LINES, et al.,
Defendants

Case No.: 2:24-cv-02182-CDS-NJK

**ORDER APPROVING
STIPULATION FOR
PLAINTIFFS TO FILE FIRST
AMENDED COMPLAINT**

[ECF No. 17]

FINDINGS OF FACT

Based on the stipulation of counsel, and good cause appearing
therefore, the Court finds that:

1. That on or about November 21, 2024, defendant Colonial Van Lines
(CVL) removed this case from the Eighth Judicial District Court citing federal

1 question under the Carmack Amendment, 49 U.S.C. § 14706, as the basis for
2 subject matter jurisdiction;

3 2. CVL also filed a 12(b)(6) motion to dismiss plaintiffs' complaint that
4 same day. Plaintiffs' response to CVL's motion to dismiss was due December
5 5, 2024. The parties stipulated to allow plaintiffs additional time, to and
6 including December 16, 2024, to file an amended complaint or an opposition
7 to CVL's motion to dismiss.

8 3. Counsel for the parties conferred today by telephone and counsel
9 for CVL agreed that plaintiffs may seek leave to amend via stipulation
10 instead of by motion.

ORDER

12 IT IS HEREBY ORDERED that the parties' stipulation [ECF No. 17] is
13 approved. The Clerk of Court is directed to detach and file the first
14 amended complaint (ECF No. 17-1).

IT IS FURTHER ORDERED that Colonial Van Lines's motion to
dismiss [ECF No. 2] is denied as moot.

17 Dated: December 18, 2024


John R. Gibbons